

DEPARTMENT OF TRANSPORTATION**DIVISION OF ENGINEERING SERVICES**

1727 30th Street, MS-43
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6299
FAX (916) 227-6282
www.dot.ca.gov/hq/esc/



*Making Conservation
a California Way of Life.*

November 26, 2018

Facsimile: (510) 639-9116

Andrew Amador, Vice President
St. Francis Electric
975 Carden Street
San Leandro, CA 94577

03-4F4604
03-Yol,Sac-50-2.4/3.2, L0.0/R5.3
B.O. 10/25/2018

Dear Mr. Amador:

The Department of Transportation (Caltrans) received letters dated October 3 and November 7, 2018, from St. Francis Electric (St. Francis), protesting the bid submitted by Studebaker Brown Electric, Inc. (Studebaker) for the above referenced contract. The protest alleges that Studebaker failed to meet the DBE goal because bid item 5, Portable Changeable Message Signs (PCMS) is quoted as an equipment rental by KRC Safety Co., Inc. (KRC), and credit can only be counted at 60 percent Disadvantage Business Enterprise (DBE) participation for the item.

The Office of Business and Economic Opportunity, Contract Evaluation Branch (CEB), will count PCMS boards as a service, if the same DBE is onsite doing other functions (usually traffic control) and is responsible for the programing, set-up, locating and re-locating (as applicable) the signs, the bidder will receive 100 percent DBE credit for the item. If they are merely dropping them off in a construction yard, not onsite during construction performing other work, CEB will count PCMS signs at 60 percent, as a true rental.

Based on the above, Caltrans will proceed to award this contract to the lowest responsive and responsible bidder, provided that all requirements have been met.

For questions regarding CEB's process/determination, contact Deborah Stewart, Contract Evaluation Branch Chief at (916) 324-1059. For questions regarding the contract award process contact Mulissa Smith, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,

A handwritten signature in black ink, appearing to read "Jill Y. Sewell".

JILL Y. SEWELL
Office Chief
Program/Project Management Office Engineer
Office Engineer, Construction Contract Awards
Division of Engineering Services

**** Transmit Conf. Report ****

P.1
CAL/TRANS PLANS COUNTER

Nov 26 2018 04:51pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
915106399116	Normal	26:04:50pm	0'36"	1	* O K	

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

1727 30th Street, MS-43
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6299
FAX (916) 227-6282
www.dot.ca.gov/hq/esc/



*Making Conservation
a California Way of Life.*

November 26, 2018

Facsimile: (510) 639-9116

Andrew Amador, Vice President
St. Francis Electric
975 Carden Street
San Leandro, CA 94577

03-4F4604
03-Yol, Sac-50-2.4/3.2, L0.0/R5.3
B.O. 10/25/2018

Dear Mr. Amador:

The Department of Transportation (Caltrans) received letters dated October 3 and November 7, 2018, from St. Francis Electric (St. Francis), protesting the bid submitted by Studebaker Brown Electric, Inc. (Studebaker) for the above referenced contract. The protest alleges that Studebaker failed to meet the DBE goal because bid item 5, Portable Changeable Message Signs (PCMS) is quoted as an equipment rental by KRC Safety Co., Inc. (KRC), and credit can only be counted at 60 percent Disadvantage Business Enterprise (DBE) participation for the item.

The Office of Business and Economic Opportunity, Contract Evaluation Branch (CEB), will count PCMS boards as a service, if the same DBE is onsite doing other functions (usually traffic control) and is responsible for the programing, set-up, locating and re-locating (as applicable) the signs, the bidder will receive 100 percent DBE credit for the item. If they are merely dropping them off in a construction yard, not onsite during construction performing other work, CEB will count PCMS signs at 60 percent, as a true rental.

Based on the above, Caltrans will proceed to award this contract to the lowest responsive and responsible bidder, provided that all requirements have been met.

For questions regarding CEB's process/determination, contact Deborah Stewart, Contract Evaluation Branch Chief at (916) 324-1059. For questions regarding the contract award process contact Mulissa Smith, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,

A handwritten signature in black ink, appearing to read "Jill Y. Sewell".

JILL Y. SEWELL
Office Chief
Program/Project Management Office Engineer
Office Engineer, Construction Contract Awards
Division of Engineering Services